

The Commonwealth of Massachusetts  
Registry of Motor Vehicles  
P.O. Box 199100. Boston, MA 02119-9100  
www.mass.gov/rmv

Customer Service (617) 351-4500  
For Help with Suspensions  
Please dial (617) 351-7200

CERT DATE 07/09/2004

HUNT, CHRIS C  
79 CLIFFE AVE  
LEXINGTON, MA 02420-3036

DOB: 10/12/1976

LICENSE NUMBER: 012708133

DRIVING HISTORY

PG 2 OF 3

PREVIOUS NAMES, LICENSE NUMBERS

THE FOLLOWING IS A COMPLETE LIST OF ALL OFFENSES AND ACTIONS ON FILE.

INC/NOT ---DATE---		COURT	FINDING ---DATE---
05/19/1999	SPEEDING CONCORD R		
11/03/1999	FAILURE TO STOP LEXINGTON R	CONCORD DISTR	10/13/1999
12/22/2001	SPEEDING ARLINGTON R	CONCORD DISTR	03/22/2000
01/28/2002	SUSPENSION PAYMENT DEFAULT INDEFINITE		01/28/2002
02/13/2002	EXPIRATION PAYMENT DEFAULT RLS ARLINGTON		03/09/2002
11/14/2002	CHEM TEST REFUSAL CONCORD		02/13/2002
11/15/2002	SUSPENSION CHEM TEST REFUSAL 120 DAYS		
11/14/2002	DWI ALCOHOL PROGRAM CONCORD CW		11/30/2002
11/14/2002	SPEEDING CONCORD R	CONCORD DISTR	03/07/2003
03/20/2003	SUSPENSION DWI ALCOHOL PROGRAM 45 DAYS		03/07/2003
03/30/2003	EXPIRATION CHEM TEST REFUSAL PEC CONCORD		03/30/2003
04/02/2003	HEARING DWI ALCOHOL PROGRAM EXP PEND FEE		03/30/2003
04/02/2003	EXPIRATION DWI ALCOHOL PROGRAM RLS CONCORD		04/02/2003
04/02/2003	SUSP PEND REIN FEE DWI ALCOHOL PROGRAM		04/02/2003
04/02/2003	REINSTATED DWI ALCOHOL PROGRAM FEE PAID		04/02/2003
07/08/2003	CHEM TEST REFUSAL ARLINGTON		04/02/2003
07/09/2003	SUSPENSION CHEM TEST REFUSAL 180 DAYS		
07/08/2003	IMMEDIATE THREAT ARLINGTON		07/09/2003
07/12/2003	HEARING IMMEDIATE THREAT FILED		
07/12/2003	REVOCATION IMMEDIATE THREAT INDEFINITE		07/12/2003
07/24/2003	HEARING CHEM TEST REFUSAL MODIFY ACTION		07/12/2003
07/24/2003	SUSPENSION CHEM TEST REFUSAL 180 DAYS		07/24/2003
11/25/2003	CERT TO CAMBRIDGE DA OFFICE		07/24/2003
07/08/2003	REFUSE OBEY POLICE ARLINGTON G		
07/08/2003	DWI LIQUOR ARLINGTON NG	CAMBRIDGE DIS	03/15/2004
07/08/2003	DRIVING TO ENDANGER ARLINGTON G		03/15/2004
07/08/2003	SPEEDING ARLINGTON NA		03/15/2004
07/08/2003	OPERATOR UNLICENSED ARLINGTON G		03/15/2004
03/26/2004	REVOCATION DRIVING TO ENDANGER 60 DAYS	CAMBRIDGE DIS	03/15/2004
03/26/2004	HEARING 5 SURCHARGE EVENTS NO ACTION		04/05/2004
07/09/2004	CERT TO ADVOCATE RMV 1		



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07/10/03

HUNT, CHRIS C  
79 CLIFFE AVE  
LEXINGTON, MA 02420-3036

DOB: 10/12/76

LICENSE NUMBER: 012708133

You are hereby notified that effective 07/24/03, your license / right to operate a motor vehicle is suspended for 180 Days for CHEM TEST REFUSAL.

A description of the offenses is noted below.

Offense	Conviction	Court
--Date--	--Date--	
07/08/03 CHEM TEST REFUSAL / ARLINGTON		

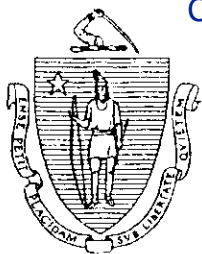
When your license or right to operate motor vehicles has been suspended or revoked, you must immediately cease to operate all motor vehicles until your license or right to operate has been reinstated.

If the above applies to the registration of your motor vehicle, operation of such vehicle must cease at once and the registration certificate and plate(s) must be surrendered to me immediately. You may request a hearing concerning this matter at the Driver Control Office of the Registry of Motor Vehicles, located at 630 Washington St., Boston, MA.

If your revocation is the result of a court conviction for driving under the influence of alcohol, pursuant to Massachusetts General Laws Chapter 90 Section 24, you may appeal your conviction to the superior court. In all cases, if you are aggrieved by a decision or order of the Registrar you may, within ten days of the effective date of the Registrar's order, appeal to the Board of Appeal on Motor Vehicle Liability, Policies and Bonds, One South Station, 5th Floor, Boston, MA 02110. You can also download an appeal application from their website at, [WWW.STATE.MA.US/DOI](http://WWW.STATE.MA.US/DOI) or call them at 617-351-9710. No appeal will stay the suspension or revocation order and you must still comply with the above directive.

Note: At the time your license or right to operate is reinstated you will have to pay a \$50 - \$1,000 reinstatement fee. Make check payable to RMV.

Kimberly Hinden, Registrar



# The Commonwealth of Massachusetts

## Registry of Motor Vehicles

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[www.mass.gov/rmv](http://www.mass.gov/rmv)

Customer Service (617) 351-4500  
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Please dial (617) 351-7200

04/02/04

HUNT, CHRIS C  
79 CLIFFE AVE  
LEXINGTON, MA 02420-3036

DOB: 10/12/76

LICENSE NUMBER: 012708133

You are hereby notified that I intend to suspend  
your license / right to operate a motor vehicle on 07/19/04 for  
5 SURCHARGE EVENTS.  
A description of the offenses is noted below.

Offense --Date--	Offense/Location	Conviction --Date--	Court
07/08/03	OPERATOR UNLICENSED / ARLINGTON	03/15/04	CAMBRIDGE DISTRICT
07/08/03	DRIVING TO ENDANGER / ARLINGTON	03/15/04	CAMBRIDGE DISTRICT
11/14/02	SPEEDING / CONCORD	03/07/03	CONCORD DISTRICT
11/14/02	DWI ALCOHOL PROGRAM / CONCORD	03/07/03	CONCORD DISTRICT
12/22/01	SPEEDING / ARLINGTON	01/28/02	

You have a right to a hearing which will be held on  
04/20/04 at the LAWRENCE office of the Registry of Motor  
Vehicles at 10:00 AM.

Please be advised that the only issue that will be addressed at this  
hearing is the accuracy of the record. If you feel that an error has been  
made and you wish to challenge the record as reported above, you will need  
to present documentation to demonstrate that you were found not guilty or not  
responsible for a reported motor vehicle violation and/or not at fault for a  
surchargeable accident as reported on this notice.

If you are found to be responsible for five or more of the above reported  
events, you will be required, by law, to attend and pass a Driver Retraining  
Program within 90 days of your hearing date. Failure on your part to complete  
this requirement, as stated in MGL Chapter 175, Section 113B, will result in  
the suspension of your license/right to operate all motor vehicles in the  
Commonwealth of Massachusetts on the effective date mentioned above, without  
further notice and will remain suspended until such time as you attend and pass  
the Driver Retraining Program. The program is conducted by the National Safety  
Council and you should register for this program by calling 1-800-215-1581.

Note: You will be receiving information relative to the program along with  
registration materials within a few days. If you do not receive this  
information within 10 days of receiving this notice, please contact  
the National Safety Council at 1-800-215-1581.

Important: If your record is correct, as reported above, you may avoid the  
hearing process by registering with the National Safety Council  
immediately at 1-800-215-1581.

Kimberly Hinden, Registrar



# The Commonwealth of Massachusetts

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Customer Service (617) 351-4500  
For Help with Suspensions  
Please dial (617) 351-7200

03/26/04

HUNT, CHRIS C  
79 CLIFFE AVE  
LEXINGTON, MA 02420-3036

DOB: 10/12/76

LICENSE NUMBER: 012708133

You are hereby notified that effective 04/05/04, your license / right to operate a motor vehicle is revoked for an additional 60 Days for DRIVING TO ENDANGER.

A description of the offenses is noted below.

Offense	Offense/Location	Conviction	Court
--Date--		--Date--	
07/08/03	DRIVING TO ENDANGER / ARLINGTON	03/15/04	CAMBRIDGE DISTRICT

The following suspensions/revocations are also in effect on your license or right to operate.

Effective Date	Suspension or Revocation	Period
07/12/03	REVOCATION IMMEDIATE THREAT	Indefinite

The total period of suspension or revocation is Indefinite.

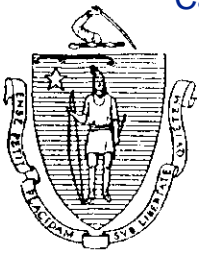
When your license or right to operate motor vehicles has been suspended or revoked, you must immediately cease to operate all motor vehicles until your license or right to operate has been reinstated.

If the above applies to the registration of your motor vehicle, operation of such vehicle must cease at once and the registration certificate and plate(s) must be surrendered to me immediately. You may request a hearing concerning this matter at the Driver Control Office of the Registry of Motor Vehicles, located at 630 Washington St., Boston, MA.

If your revocation is the result of a court conviction for driving under the influence of alcohol, pursuant to Massachusetts General Laws Chapter 90 Section 24, you may appeal your conviction to the superior court. In all cases, if you are aggrieved by a decision or order of the Registrar you may, within ten days of the effective date of the Registrar's order, appeal to the Board of Appeal on Motor Vehicle Liability, Policies and Bonds, One South Station, 5th Floor, Boston, MA 02110. You can also download an appeal application from their website at, [WWW.STATE.MA.US/DOI](http://WWW.STATE.MA.US/DOI) or call them at 617-351-9710. No appeal will stay the suspension or revocation order and you must still comply with the above directive.

Note: At the time your license or right to operate is reinstated you will have to pay a \$100 - \$1,200 reinstatement fee. Make check payable to RMV.

Kimberly Hinden, Registrar



# The Commonwealth of Massachusetts

## Registry of Motor Vehicles

P.O. Box 199100, Boston, MA 02119-9100

[www.mass.gov/rmv](http://www.mass.gov/rmv)

Customer Service (617) 351-4500  
For Help with Suspensions  
Please dial (617) 351-7200

07/14/03

HUNT, CHRIS C  
79 CLIFFE AVE  
LEXINGTON, MA 02420-3036

DOB: 10/12/76

LICENSE NUMBER: 012708133

You are hereby notified that effective 07/12/03, your license / right to operate a motor vehicle is revoked for an indefinite period for IMMEDIATE THREAT.

A description of the offenses is noted below.

Offense --Date--	Offense/Location	Conviction --Date--	Court
07/08/03	IMMEDIATE THREAT / ARLINGTON		

The following suspensions/revocations are also in effect on your license or right to operate.

Effective Date	Suspension or Revocation	Period
07/24/03	SUSPENSION CHEM TEST REFUSAL	180 Days

The total period of suspension or revocation is Indefinite.

When your license or right to operate motor vehicles has been suspended or revoked, you must immediately cease to operate all motor vehicles until your license or right to operate has been reinstated.

If the above applies to the registration of your motor vehicle, operation of such vehicle must cease at once and the registration certificate and plate(s) must be surrendered to me immediately. You may request a hearing concerning this matter at the Driver Control Office of the Registry of Motor Vehicles, located at 630 Washington St., Boston, MA.

If your revocation is the result of a court conviction for driving under the influence of alcohol, pursuant to Massachusetts General Laws Chapter 90 Section 24, you may appeal your conviction to the superior court. In all cases, if you are aggrieved by a decision or order of the Registrar you may, within ten days of the effective date of the Registrar's order, appeal to the Board of Appeal on Motor Vehicle Liability, Policies and Bonds, One South Station, 5th Floor, Boston, MA 02110. You can also download an appeal application from their website at, [WWW.STATE.MA.US/DOI](http://WWW.STATE.MA.US/DOI) or call them at 617-351-9710. No appeal will stay the suspension or revocation order and you must still comply with the above directive.

Note: At the time your license or right to operate is reinstated you will have to pay a \$50 - \$1,000 reinstatement fee. Make check payable to RMV.

Kimberly Hinden, Registrar

Sequestered Exhibit H

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CHRISTOPHER HUNT,	)	
	)	
Plaintiff,	)	Civil Action No. 04-12291-EFH
	)	
v.	)	
	)	
KIMBERLY HINDEN, REGISTRAR	)	
OF MOTOR VEHICLES,	)	
	)	
Defendant.	)	

AFFIDAVIT OF ANDREW M. PADELLARO

I, Andrew M. Padellaro, hereby depose and say:

1. My name is Andrew M. Padellaro, and I am Legal Counsel to the Driver Control Unit, Registry of Motor Vehicles, Commonwealth of Massachusetts.
2. According to the Registry's records, the driver's license of Christopher Hunt was revoked pursuant to the immediate threat statute effective July 12, 2003.
3. The Registry's file notes do not indicate that Hunt ever requested a Registry hearing on said suspension until September 24, 2004.
4. The following documents attached to Defendant's Opposition to Plaintiff's Motion for Restraining Order and Preliminary Injunction are true copies of records maintained by the Registry:
  - (a) Registry's computerized records, including Hunt's driving record, file notes of Registry hearing officers, license transaction history, and notices of license suspension / revocation;
  - (b) Notice dated July 14, 2003, advising Hunt that his license had been revoked under the immediate threat statute effective July 12, 2003;
  - (c) Request for Immediate Threat License Suspension / Revocation form dated July 9, 2003, with attached Arlington Police Incident Report, in which Arlington Police request revocation of Hunt's driver's license;



## COMMONWEALTH OF MASSACHUSETTS

Board of Appeal on Motor Vehicle Liability Policies and Bonds

One South Station, Boston MA 02110

(617) 351-9710 • FAX (617) 351-9021

http://www.state.ma.us/dor

Registration Ex I

## APPEAL OF A RULING/DECISION OF THE REGISTRAR OF MOTOR VEHICLES

Name: Chris C. Hunt Date of Birth: 10-12-76  
 Street: 79 Cliffe ave  
 City: Lexington State: MA Zip Code: 02420  
 License #: 012708133 State: MA Social Security #: 012708133  
 Phone #: 781-862-9396

Please read the entire form before submitting. The entire form **MUST** be completed before a hearing will be scheduled. **Please type or print.**

Have you ever had a hearing before the Board? Yes: \_\_\_\_\_ No: ✓

Date of Hearing: \_\_\_\_\_

Do you have any offenses pending? What is the offense? \_\_\_\_\_  
 In what state? \_\_\_\_\_

Date of Suspension: 7/12/03

### Check Type of Suspension

- |  |  |
|--|--|
| <input type="checkbox"/> 30 days for 3 speeding tickets<br><input type="checkbox"/> 60 days for 7 surchargeable events<br><input type="checkbox"/> no insurance<br><input type="checkbox"/> 60 days driving to endanger<br><input type="checkbox"/> Operating Under the Influence (OUI)<br><input type="checkbox"/> leaving the scene - property damage<br><input type="checkbox"/> leaving the scene - personal injury<br><input type="checkbox"/> drug charges<br><input type="checkbox"/> 4 year loss for habitual traffic offender<br><input type="checkbox"/> motor vehicle theft<br><input checked="" type="checkbox"/> Immediate threat<br><input type="checkbox"/> medical problem<br><input type="checkbox"/> inspection station<br>station name and #: _____<br><input type="checkbox"/> CFL complaint fraud license | <input type="checkbox"/> dealer/repair/farm plate<br>plate #: _____<br><input type="checkbox"/> handicapped plate/placard denial<br><input type="checkbox"/> student transportation<br><input type="checkbox"/> driving instructor cert.<br><input type="checkbox"/> no I.D.<br><input type="checkbox"/> 180 days for Junior Operator with 2 speeding tickets<br><input type="checkbox"/> 1 year for Junior Operator with 3 speeding tickets<br><input type="checkbox"/> Junior Operator passenger restriction<br><input type="checkbox"/> CDL loss<br><input type="checkbox"/> Vehicular Homicide (also must complete the Supplemental Form)<br><input type="checkbox"/> other: _____ |
|--|--|

5/24/1607



\*\*\* Please attach a copy of your suspension/revocation letter from the RMV to this appeal  
Please note:

All Breathalyzer/Chemical Test Refusal (CTR) revocations must be appealed through the court system (District Court) or addressed directly to the RMV. The Board does not have jurisdiction to hear CTR appeals. Also if your licensing privileges were revoked by the court, not the RMV, you must appeal to the courts.

License Suspensions arising out of Department of Revenue support proceedings should be appealed to the court where the child support order was issued or registered.

I hereby appeal the ruling/decision of the Registrar of Motor Vehicles in accordance with Massachusetts General Laws ch. 90 sec. 28, and understand that this appeal does not prevent the suspension/revocation from taking place.

Signature: Chris C. [Signature] Date: 4-15-04

Please mail the completed appeal form to:

Division of Insurance  
P.O. Box 370008  
Boston, MA 02241-0708

Please attach a \$50.00 check or money order made payable to the Commonwealth of Massachusetts/Division of Insurance. **Cash or credit cards are not accepted.** This is a non-refundable filing fee.

Your hearing will be scheduled in the order in which it is received and according to the length of the suspension. There are no exceptions in order to be fair to all those filing appeals.

Approximate time frame for a hearing to be scheduled once your appeal has been received:

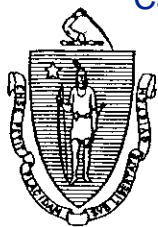
30 day suspension	approx. 2 weeks
60 day suspension	approx. 3 weeks
4 - 8 year loss	approx. 6 to 8 weeks
10 year loss	approx. 3 to 6 months
others	approx. 3 to 6 weeks

You will be notified by mail of the date, time and location of your hearing. If you have an attorney, it is your responsibility to notify him/her.

Hearings are conducted at:

- ♦ The Registry of Motor Vehicles, 630 Washington St., 3<sup>rd</sup> floor, Boston (take Rt. 93 to Chinatown exit, to Kneeland St. proceed to Washington St.)
- ♦ Marlboro District Court, Marlboro
- ♦ Memorial Hall, 83 Court Street, Plymouth
- ♦ Springfield City Hall, Room 220, Springfield





MITT ROMNEY  
GOVERNOR  
KERRY HEALEY  
LIEUTENANT GOVERNOR

**COMMONWEALTH OF MASSACHUSETTS**  
**OFFICE OF CONSUMER AFFAIRS AND BUSINESS REGULATION**  
DIVISION OF INSURANCE  
BOARD OF APPEAL ON MOTOR VEHICLE  
LIABILITY POLICIES AND BONDS  
ONE SOUTH STATION, 5TH FL, BOSTON, MA 02110-2208  
(617) 351-9710 Fax (617) 351-9021  
TTY (617) 521-7490  
<http://www.state.ma.us/doi>

ROGER SUMNER BABB  
CHAIRMAN  
Jeanne Koehr, Esquire  
MEMBER  
Mary-Jo S. Griffin  
MEMBER

**FINDING AND ORDER**

Chris C. Hunt  
79 Cliffe Ave  
Lexington, MA 02420

VS. Registrar of Motor Vehicles

Re: License #: 012708133 DOB-10/12/76

A hearing was held in the above-entitled case on Thursday, July 22, 2004, at 10:00 AM.  
After due consideration, the Board voted to **affirm** the decision of the Registrar of Motor Vehicles.

It is therefore ordered by the Board that the decision of the Registrar of Motor Vehicles to suspend your license will remain in effect. The Board will, however, allow you to file a new appeal after the following condition(s): Reapply to the Board of Appeals on or after January 2005.

Dated this 22nd day of July, 2004

**Please Be Advised:**

If the Board grants any relief in the form of a hardship license or early return of a full license, the Board reserves the right to review this decision in light of new information being provided to the Board, or if new offenses or evidence of substance abuse occurred after the date of this hearing are reported to the Board. If you have not addressed: 1) outstanding fines/fees related to the return of your motor vehicle license (ex: moving violations, excise tax, parking tickets, etc.); 2) a requirement to complete a National Safety Council course; or 3) reinstatement requirements for any out of state motor vehicle license suspension/revocation, any modification or issuance of a motor vehicle license by this Board will not be effective unless and until these requirements are satisfied.

*By The Board*

**NOTICE:** Anyone aggrieved by a Finding and Order of the Board of Appeal on Motor Vehicle Liability Policies and Bonds may, within 30 days from the date of receipt of the Finding and Order of the Board, appeal therefrom to the Superior Court as provided in General Laws, C. 30A, s. 14.

**Do not file another appeal on this matter with the Board unless this finding and order specifically instructs you to do so.**



THE COMMONWEALTH OF MASSACHUSETTS  
OFFICE OF CONSUMER AFFAIRS  
DIVISION OF INSURANCE  
BOARD OF APPEAL ON MOTOR VEHICLE  
LIABILITY POLICIES AND BONDS

One South Station • Boston, MA 02110  
(617) 351-9710 • FAX (617) 351-9021  
TTY /TDD(617) 521-7490

Exhibit M  
(See p. 2.)

Statement of Reason for Decision  
Chapter 30A, Section 11 (8)

Appellant: Chris Hunt

vs

Registrar of Motor Vehicles

Hearing Date: July 22, 2004

The appellant in the above-entitled case appeared before the Board pursuant to Chapter 90, Section 28 of the Massachusetts General Laws appealing the Appellant's indefinite suspension of his license pursuant to an Immediate Threat revocation by the Registry. The Board heard testimony by a representative of the Registrar detailing the reason for the revocation issued by the Registrar and the appellant presented the basis of his appeal.

**M.G.L. C. 90 sec 22 (a) permits the Registrar to suspend the license of an individual who has "committed a violation of the motor vehicle laws of a nature which would give the Registrar reason to believe that continuing operation by such holder is and will be so seriously improper as to constitute an immediate threat to the public safety."**

The Arlington police submitted a Request for Immediate Threat form to the Registry of Motor Vehicles on July 9, 2003. The report is attached and made a part here of. The Appellant was allegedly traveling at 88 mph in a 30 mph zone on a motorcycle when the police stopped him in Arlington at 11:30 pm. Charges of OUI and Operating Negligently were filed against Mr. Hunt. He was found Not Guilty of the OUI offense on December 3, 2003. A Guilty Finding entered on the Operating Negligently and Mr. Hunt was sentenced to a 90 day suspended sentence. The Registry suspended his license for 60 days for the Negligent Operation offense and that suspension had expired at the time of the hearing.

The Appellant appeared before the Board seeking relief from the indefinite Immediate Threat suspension. The Board heard testimony from Mr. Hunt and reviewed the record. He is 27 years old and employed by B&R Auto Center in Arlington as a mechanic. He is married with no children. At the present time he works five miles from his home, and he can bike to and from his workplace. He was in no danger of losing his job.

The key issue before the Board was whether Mr. Hunt remained a threat to the public safety. The Board reviewed Mr. Hunt's lengthy driving history. He received his license from the

Commonwealth on April 12, 1993 and got his first citation a month later. Thereafter he began to accumulate a variety of driving offenses until he received his first OUI on November 14, 2002 in Concord. He pled guilty to this offense and received the first offender's program on March 7, 2003. His license was revoked for 120 days for the Chemical Test Refusal on November 30, 2002 and then again for 45 days for the OUI on March 30, 2003. He was reinstated on April 2, 2003, and the incident occurred in Arlington on July 8, 2003. The Board was concerned that this event happened while the Appellant was on probation for the first offense OUI. It was also important that the Appellant admitted in the police report that he had been drinking that evening. When the Board inquired as to when Mr. Hunt had last used alcohol, he admitted that he continues to drink and does not feel he has a problem with alcohol.

The Board affirmed the Immediate Threat suspension of the Registrar and allowed him to re-apply in January 2005.

November 4, 2004

A true copy:

Attest:

A handwritten signature in black ink, appearing to read "Jeanne Koehr", written in a cursive style.

Jeanne Koehr  
Board Member